

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA )

v. )

RICHARD BOTCHWAY,  
Defendant )

Criminal No. 05-40035-FDS )

**NOTICE OF APPEAL**

Notice is hereby given that the United States of America (the prosecution in the above-captioned case) hereby appeals to the United States Court of Appeals for the First Circuit from the district court's (Saylor, J.) June 8, 2006 Memorandum and Order on Motion to Suppress which granted the defendant Richard Botchway's motion to suppress physical evidence and related statements (docketed on June 8, 2006).

Respectfully submitted,

MICHAEL J. SULLIVAN  
United States Attorney

By: /s/ David H. Hennessey  
David H.Hennessey  
Assistant U.S. Attorney

**Certificate of Service**

I hereby certify that on July 6, 2006, this Notice of Appeal filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non-registered participants.

/s/ David H. Hennessey  
David H.Hennessey  
Assistant U.S. Attorney